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ELECTRONIC DATA SYSTEMS L.L.C.,
formerly known as ELECTRONIC DATA
SYSTEMS CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DONNIE COX,

Plaintiff,

v.

ELECTRONIC DATA SYSTEMS
CORPORATION; and DOES 1 through
10, inclusive,

Defendants.

Case No. CV 08 3927 WHA

**STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING TIME FOR
COMPLETING MEDIATION**

WHEREAS, this is a wrongful discharge case brought by a former employee of Defendant; and

WHEREAS, on January 28, 2009, this matter was referred to Jo Anne Dellaverson for mediation; and

WHEREAS, on February 2, 2009, the parties held a pre-mediation conference call with the Court-appointed mediator, Jo Anne Dellaverson, to discuss dates for the mediation; and

1 WHEREAS, Plaintiff's Complaint contains claims for wrongful discharge,
2 interference with prospective business advantage, conversion, and other claims under various
3 statutes; and

4 WHEREAS, both Parties believe that they need to conduct several depositions and
5 receive responses to written discovery (some of which is pending) before a meaningful mediation
6 can take place; and

7 WHEREAS, the Parties have scheduled several key depositions to take place between
8 March 25 and 27; but need time to arrange additional depositions of out-of-state witnesses;

9 WHEREAS, the Parties believe that the current April 8, 2009 deadline for completing
10 mediation will not give sufficient time to conduct adequate discovery to allow for a meaningful
11 mediation; and

12 WHEREAS, the Parties have tentatively scheduled mediation with Ms. Dellaverson
13 for May 8, 2009 (subject to the Court extending the time to complete mediation).

14 THEREFORE, the Parties request that the Court extend the time for completing
15 mediation from April 8, 2009, to May 8, 2009.

16 IT IS SO STIPULATED.

17 DATED: February 6, 2009

/s/ Dean Royer

18 DEAN ROYER
19 Attorney for Plaintiff
DONNIE COX

20 DATED: February 6, 2009

/s/ Robert L. Zaletel

21 ROBERT L. ZALETEL
22 Attorney for Defendant
ELECTRONIC DATA SYSTEMS, L.L.C.

23 **PROPOSED ORDER**

24 For good cause appearing, the Parties shall have through May 8, 2009 to complete
25 mediation in this case.

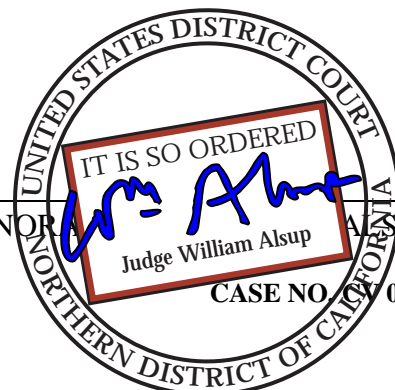
26 IT IS SO ORDERED.

27 DATED: February 10, 2009

28 THE HONORABLE JUDGE WILLIAM ALSUP

**STIP. & [PROPOSED] ORDER EXTENDING
TIME FOR COMPLETING MEDIATION**

2.



CASE NO. 08 3927 WHA

PROOF OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is 650 California Street, 20th Floor, San Francisco, California 94108.2693. On February 6 2009, I served the within document(s):

**STIPULATION AND [PROPOSED] ORDER EXTENDING
TIME FOR COMPLETING MEDIATION**

☐ by facsimile transmission at or about _____ on that date. This document was transmitted by using a facsimile machine that complies with California Rules of Court Rule 2003(3), telephone number 415.399.8490. The transmission was reported as complete and without error. A copy of the transmission report, properly issued by the transmitting machine, is attached. The names and facsimile numbers of the person(s) served are as set forth below.

☒ by placing a true copy of the document(s) listed above for collection and mailing following the firm's ordinary business practice in a sealed envelope with postage thereon fully prepaid for deposit in the United States mail at San Francisco, California addressed as set forth below.

Jo Anne Dellaverson
Law Offices of Jo Anne Dellaverson
81 Throckmorton Avenue
Suite 203
Mill Valley, CA 94941
jad@dellaverson.com

Alice M. Fiel
ADR Case Administrator
U.S. District Court
Northern District of California
450 Golden Gate Avenue
San Francisco, CA 94102
Alice_Fiel@cand.uscourts.gov

I am readily familiar with the firm's practice of collection and processing correspondence for mailing and for shipping via overnight delivery service. Under that practice it would be deposited with the U.S. Postal Service or if an overnight delivery service shipment, deposited in an overnight delivery service pick-up box or office on the same day with postage or fees thereon fully prepaid in the ordinary course of business.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on February 6, 2009, at San Francisco, California.

/s/ Gabriela Martin

Gabriela Martin

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